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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

TOBIN BATES-FERREIRA individually and on
behalf of all other persons similarly situated,

Plaintiff,

v.

PHILLIP MORRIS INTERNATIONAL INC.
and SWEDISH MATCH NORTH AMERICA,
LLC,

Defendant.

Case No. 2:24-cv-00987-TLN-CKD

**DECLARATION OF BRITTANY S.
SCOTT IN SUPPORT OF PLAINTIFF'S
OPPOSITION TO SWEDISH MATCH
NORTH AMERICA LLC'S MOTION TO
STAY**

Judge: Hon. Troy L. Nunley

1 I, Brittany S. Scott, declare as follows:

2 1. I am an attorney duly licensed to practice in the State of California and am an
3 Associate at Bursor & Fisher, P.A. I represent Plaintiff Tobin Bates-Ferreira in this matter. I make
4 this declaration in support of Plaintiff's Opposition to Swedish Match North America LLC's
5 Motion to Stay. I have personal knowledge of the facts contained in this declaration, and if called
6 upon to testify I could and would testify competently thereto.

7 2. On April 3, 2024, Jeffrey L. Haberman of Schlesinger Law Offices, P.A. emailed
8 my colleague L. Timothy Fisher regarding this case. A true and correct copy of the April 3, 2024
9 email is attached hereto as **Exhibit 1**.

10 3. Later that day, I participated in a telephone call between Schlesinger attorneys and
11 Plaintiff's counsel, during which Plaintiff's counsel confirmed the existence of this case. At no
12 point did the participants on the call make any agreements regarding the coordination of *Kelly v.*
13 *Swedish Match North America, LLC*, No. 0:24-cv-60437-WPD (S.D. Fla.) and the above-
14 captioned case.

15 I declare under penalty of perjury under the laws of the State of California that the
16 foregoing is true and correct.

17 Executed this 6th day of August 2024 in Walnut Creek California.

18
19 /s/ Brittany S. Scott
Brittany S. Scott



L. Timothy Fisher <ltfisher@bursor.com>

Zyn Complaint

1 message

Jeffrey L. Haberman <JHaberman@schlesingerlaw.com>
To: "ltfisher@bursor.com" <ltfisher@bursor.com>
Cc: "Jonathan R. Gdanski" <Jonathan@schlesingerlawoffices.com>

Wed, Apr 3, 2024 at 9:12 AM

Good morning, Timothy,

Hope you are doing well. We saw that you recently filed a class action complaint regarding Zyn in the ED Cal. We have Zyn cases on file too. Do you have some time to talk with us today? We're on eastern time. Let us know.

Thanks,
Jeff



**SCHLESINGER
LAW OFFICES, P.A.**

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~~Jeffrey Haberman~~
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